



ACTIS OF PARLI-
AMENT, PAST SEN THE CORO-
NATION OF THE KINGIS MAIESTIE,
OVR SOVERANE LORDE : IN FVRTHE-
RANCE OF THE PROGRES OF THE TRVE AND CHRIS-
tian Religion, professit be his Hienes, and all his
faithfull Subjectis, and for punisshing of the aduersa-
ries of the same Religion: as also, concerning pro-
mision for the poore and impotent,
and punisshing of straggling and idle
Vagaboundis.

PVBLISSIT AND IMPRENTIT
at the special command and directioun of his Hie-
nes, that nane of his subjectis sall haue
occasion to pretend ignorance
of the same.

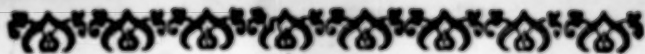


EDINBURGH,
PRENTIT BE ROBERT VVALDE-GRAVE,
Prenter to the Kingis Maiestie. 1593.
Cum priuilegio Regali.

ACTS OF PARLIAMENT

12-11-1964





ACTES OF PARLIAMENT.

*In the Parliament begun and halden at Edinburgh the
XV. day of December, 1567.*

Anent the abolishing of the Pape, & his vsurped auctoritie.



ITEM our soveran Lord, with advise of his dearest Regent, and the Estates of this present Parliament, ratifies and approves the Act underwritten, maid in the Parliament halden at Edinburgh the xxiii. day of August, the years of God, anethousand fyne hundredeth and threescore yeiris, and of new in this present Parliament, Statutis and ordanis the said act to be as are perpetual law, to all our soverane Lordis liegis in all tymes cumming, of the quhilk the tenour followis. **I**TEM the thre Estates understanding, that the iurisdiction & auctoritie of the Bishop of Rome, callit the Paip, vntil within this realme in tymes bypast, has not onlie bin contumelious to the eternal God, bot also hurtful & prejudicial to our soveranes auctoritie, and common weill of this Realme: **THAIRFOIR**, it is Statut & ordanit, & the bishop of Rome, callit the Paip, have na iurisdiction nor auctoritie within this Realme in onie time cumming. And that name of our said Soueranis subiectis in onie tymes herefter suit & desire title & right of the said Bishop of Rome & his seat to onie thing within this realm vnder painis of Baratrie, that is to say, proscription, banishment, and never to brynk honour, office, nor dignitie within this Realme: and the contravenaris thairof to be callit befor the Justice, & his deputtis, & befor the Lords of the Session, and punishit thairfor conforme to the lawis of this realme. And the furnissaris of thame with finance of money and purchessaris of thair titill & right, & mantenaris & defendaris of thame, shall incurre the samin painis. And that na Bishop nor uther Prelat in this realme, use onie iurisdiction in tyme cumming be the said bishop of Romes auctoritie, vnder the paine soirsaid. And thairfor of new decernis and ordanis the contravenaris of the samin in ony tyme herefter, to be punishit according to the painis in the soresaid act abowen reherst.

Paine spanis
thame that
seeks richt or
title of the
Paip.

ACTIS OF PARLIAMENT

Anent the Messe abolisched, and punishieng of all that
heiris or sayis the samin.

IT E M our sowerane Lord with advise of his dereist Regent, and
three Estaittis of this present Parliament, ratifyis and appoy-
nis the Act under written, maid in the Parliament holdin at Com-
burgh the xxiiij. day of August, the year of God 1560. yearis, and of
new in this present Parliament, statutis and ordanis the said act
to be as ane perpetuall Law to all our sowerane Lords liegis in al
tymes to cum: of the quhilk the tenour followis. **T**H E quhilk day
for sameikle as almightie God, be his maist true and blessed word
hes declarit the reuerence and honour quhilk shold be gevin vnto
him: and be his sone Iesus Christ hes declarit the trew vse of the
Sacramentis, willing the same to be vsit accordyng to his will and
word: Be quhilk it is notour and persytely knawin, that the Sa-
cramentis of Baptisme, and of the bodie and blaid of Iesus Christ
hes bene in tymes bypast corruptit be the Papistcalk Kirk, and be
thair usurpit ministeris: and presentlie, notwithstanding the resor-
maticum alreadie maid accordyng to Gods word: yet thair is sum of
the said Paipis Kirk, that stubburnlie perseveris in thair wickit
Idolatrie, sayand spelle, and baptizand consoyme to the Paipis
Kirk, prophane and thairthow the Sacramentis soirsaidis, in qui-
et and secret places, thairthow nouthir regardand God nor his
word. **T**H A I R F O I R, it is statut and ordanit in this present
Parliament, that na maner of persoun or persouns, in onie tyme
cumming, administrat onie of the said Sacramentis soirsaidis se-
cretlie, or onie vther maner of way, bot they that are admittit,
and hane and power to that effect. And that na maner of persoun
or personis, say spelle, or yet heir spelle, nor be present thairat, un-
der the pane of confiscatioun of all thair gudis moveable, and im-
moveable, and punishieng of thair bodie, at the discretioun of the
Magistrate, within quhais iurisdiction sli personis happenis to
be apprehendit, for the first fault: banishment of the realme for the
second fault: and instiying to the death for the thrid fault: And ordanis
al Sheriffis, Stewartis, Baillies, and thair deputties, Provosts &
Baillies of Burrowis, and vther Judges quhatsumevir within
this realme, to tak diligent suit & inquisition within thair bound-
dis, quhair onie sli usurpit ministrie is vsit, as spelle sayng, or
they

Pane againis
sayers or hei-
ers of Messe.

ACTIS OF PARLIAMENT.

they that beis present at the doing thair of, ratifynd and approuand the samin, tak and apperchid thame, to the effect, that the panis aboue writtin, may be executi vpon thame. And thairfor, of new decernis and ordanis the contraveinaris of the samin in ony tyme herefter, to be punished according to the panis of the act aboue reheirit.

Anent the trew and haly kirk, and of thame that are declairie not of the samine. Ratifyit thairefter in the Parliament holdin 20. Octobris. 1579.

ITEM forsamuche as the ministeris of the blissit Euangell of Iesus Christ, quhome God of his mercie hes now raisit up amongis us, or herefter sall rais, aggreing with thame that now linitis in doctrine and administration of the Sacramentis, and the people of this Realme that profess Christ, as hec is now offerit in his Euangell, and do communicate with the haly sacramentis (as in the reformat kirkis of the Realme ar publicly administrid) according to the confessioun of the faith. Our Soueraigne Lord, with aduise of my Lord Regent, and three estaitis of this present Parliament hes declairit, and declairis the foresaidis personis to be the onely trewe and haly Kirk of Iesus Christ within this Realme. And decernis and declairis, that all and sundrie, quha outhir gainsapis the word of the euangell resauit and apperuit, as the beiris of the confessioun of faith professit in Parliament of befor in the yeire of God. 1560. 3eiris, as alsua specifies in the actis of this Parliament mair particularis, dois expresse, and now ratifyit and apperuit in this present Parliament, or that refusis the participation of the haly Sacramentis, as they are now ministrat. To be na memberis of the said Kirk within this Realme now presently professit, swa lang as thay heip thame selfis to disioit fra the societie of Christis body.

*Quha ar the
true Kirk, and
quha not.*

In the Parliament holden the 26 of Ianuarie, 1572

Anent the true and haly Kirk.

ITEM forsamuche as thair wes ane Act maid in the Parliament holden in the first yeire of our Soueraigne Lordis regiment, that now is, intituled. Anent the trew and haly Kirk, of thame that

ACTIS OF PARLIAMENT.

that are declarit nocht to be of the same kirk. And ilk act, our So-
 verane Lord, with advice and consent of my Lord regents grace,
 the thre Estates and hail body of this present Parliament: Ratify
 and approve, and for his hienes and successors perpetually
 confirmis. And seeing the education of our Soverane Lord is in
 the trew Religioun of Jesus Christ, and that the samin religioun
 be Lawis and Acts of Parliament, maid in his hienes reigne, is
 established. And that it is haith godly and expedient, that all his
 hienes subiectis worship the onlie trew God in the uniformitie of
 Religioun, and his hienes obedience. THAIRFOIR, it is
 statute and ordanit be our said Soverane, with advice of his said
 Regent, thre Estates and hail body of this present Parliament,
 that the lawfull Archbischoppis, Bischops, Superintendents,
 & Commissionaris of the Diocesis and Provinces of this Realme,
 be thame selfis, and the ministeris & Rectoris, serving at the kir-
 kis within thair chargis, Respective, with all diligence, efter the
 publication of this present Act, note the Names of the personis
 allowmen as women suspectit to be Papistis, or that hes not com-
 municat with the Sacramentis, as thay ar now trewlie mini-
 strat in the refozmit kirkis of this Realme, and with the like dil-
 gence lawfullie admonische thame according to the ordour of the
 kirk. And in case thay be furth of the Realme, upon thre sco-
 daies warning to recat thair Papistical erroris, give the Confes-
 sion of thair faith, according to the forme appoint in our Sove-
 rane Lordis Parliament, be participant with the Sacramentis,
 and submit thame selfis to the discipline of the trew kirk, within
 certane resonabill space, under the paine of Excommunication.
 And gif they failze to pronounce the sentence of Excommunicati-
 on aganis thame. And in case of the contumacie, and none com-
 perance of ony personis swa admonischit, Or comperand, gif
 they refuse to obey the admonitioun, Or quha hes returnit to
 their erroris efter thair confession anis given. That every law-
 ful Archbischope, Bischop, Superintendent or Commissionar pre-
 sent an Roll, and Catalog of the Names of the disobedientis, ob-
 stinat, or relapse personis to our Soverane Lord, and his Regent
 betwix and the first day of Julij next to cum, to the effect that the
 samin may be Imprentit, divulgat, and affixt in the Colbuth of
 Edinburgh, and utheris Colbuthis, and publick places of Judge-
 ment

The names
 of Papistis, or
 that hes not
 communicat
 to be notit,
 admonishit.

In cais of
 failze to be
 excommunic-
 cate.

The names
 of the disobe-
 dient, obsti-
 nat, or relaps
 to be put in
 catalogue,
 imprentit, &
 publick

ACTIS OF PARLIAMENT.

ment within this Realme, under the painis following: That is to say, everie Archbisshop, or Bisshop that sal be founde remissive, or negligent thairin, be the general Assemblie of the Kirk, under the paine of tynfall of the fruites of his Benefice for ane yere, to our Souerane Lordis ble, and everie Superintendent or Commis-sionar under the paine of tynfall of his stipend for ane yere asswa, to our Souerane Lordis ble, and removing him furth of his office, & placing of ane uther man diligent thairin. And that the said bris-shent, obstinat, and relaps persons to be content in the said Cata-log (either the publication thairof shalbe holdin repite, and eilemit Infamous, and unbill to sit or stand in Judgement, persew, bear office, or sal not be admittit, as pents, witnesses, or Ass-jours a-ganis ony professing the trew Religioun, ay and quhill they have reconcilit thame selvis to the trew Kirk, submitting thame selfis to the discipline thairof, and obtene testimonial tharupon: Quhill Inhabilitie being alledgett aganis ony Judges principall, or de-putis, memberis of Court, Officiaris, Parteis or Procuratours, personis of Inquest, or witnesses, salbe relevant exception of the Law, to decline them fra Judgement, Office, persute, Procurati-oun, Inquest, or beiring witnes, without they then presently pro-duce sufficient Testimoniall, witnessing thame to be ressaunt as memberis of the true Kirk. As asswa the depute of the Indg prin-cipall, quha is the Excommunicat, or the Procuratour, quha will compeir, for the Excommunicat, sal not be sufferit to proceed, nor hard in Judgement (the Excommunication being opponit, and be-respyt aganis the maker of the depute or constituent of the Pro-curatour) except that the principall be quhome they proceed, or ble their Procuratour, first be ressaunt to the Kirk, and haue sufficient Testimoniall tharupon. And that the said exception be not ad-mittit aganis ony one, quhill sal not be specially comprehendit in the said Catalog. And in case the Judge proceed notwithstanding the said exception, the samin being lawfully proponit, and rati-fyit be the Catalog soirsaid, sli contemptuous proceeding testifit be ane Infurment, and product befor the Lordis of Counsaill, sal be ane sufficient cause of suspensoun, and discharge of the execu-tioun of the decret to be gevin in that matter.

Paine in case
of neglig' fce.

Paine of ex-
communicati-
cant.

Paine aganis
the ludge pro-
ceeding in fa-
uour of ane
excommuni-
cate person.

ACTIS OF PARLIAMENT.

That the aduersaris of Christis Religioun fall not enjoy the Patrimonie of the Kirk.

ITEM Forasmuch as the conseruation and purgation of the Religioun, cheiflie pertenis to the Christiane, and godly Kings, Princes, Nobles, and Magistrates: and that it is most requisite that the Kirk within this Realme be seruit be godly persons, of sound Religioun, obedient to the authoritie of the Kings Maistie our Souerane Lord. **I** T **I** S thairfor concluded, statute, and ordainit be his Maistie, with advise of his said Regent, the Estates, and hail body of this present Parliament: That every person, quha sal pretend to be ane Minister of God his word and Sacraments: Or quha presently dois, or sal pretend to haue, and bruch on benefice, use or fruites, stipend, pension, or portiou furth of Benefice, and ar not already vnder the discipline of the trew Kirk, and participats not with the Sacraments thairof, fall in the presence of the Archibishop, Superintendent, or Commisionar of the Diocie or Province quhair he hes, or fall haue the Ecclesiasticall liuing, gif his assent, and subscribe the Actikis of Religioun, content in the Actis of our Souerane Lordis parliament, and gif his aith so; acknowledge and recognosking of our Souerane Lord, and his Authoritie, and fall bring ane Testimoniall in wyriting thereupon. And eppinly on sunn Sunday in time of Sermon, or publick Prayeris in the Kirk, quhair he resoun of his Ecclesiasticall liuing he aucht to attend, or of the fruitis quhairof he resouns commoritie, reid baith the Testimoniall and Confession: and of new make the said aith within the space of ane Moneth, efter the publication of this present Act. And gif he be furth of the Realme, within thre scoir dayis efter the publication heirof. And in time coming, within ane Moneth efter his admissioun, vnder the paine that every person that fall not do as is aboue appointit, fall be, *Ipsa facta*, deppruit, and all his Ecclesiasticall, promotionis, and liuing salbe vacand, as gif he war than naturalle deid. And gif any person Ecclesiasticall, or quhilk fall haue Ecclesiasticall liuing, fall wilfully mantene any doctrine directly contrair or repugnant to any of the saidis Actikis: and being conuenit and callit, as folowis: fall persist thairin, and not reuoke his errour, or efter his reuocation, fall of new affirme sic wterw doctrine, ilk maintaining,

Personis not geuand confession of thair faith, and not subscribing, to be deprived *Ipsa facta*, as allwa ilk as mantenis erroneous doctrine.

ACTIS OF PARLIAMENT.

nish, affirming, and persisting, shall be iust cause to deprive him of his Ecclesiasticall living. And it shalbe lawfull to thaine before quhome he is callit and convenient, to deprive him. Quhill sentence of deprivation pronouncit, he shalbe deprived in deid, and his living vacant, as gif he wer naturallic deid. And that all Archbischopps, Bischoppis, Superintendentis, Possessours, or Vicarialis of Parishes be callit and convenient for this effect, befor the generall Assemblies of the kirk, and all Inferiour persons befor the Archbischopps, Bischoppis, Superintendentis, or Commissionaris of the Diocesis, or Provinces within the quhill his thay dwell.

Anent the disobedientis, quhillis fall be ressaunt to our
souverane Lordis mercie and pardoun.

ITEM Forasmuch as thair hes bene greit rebellious and disobedience aganis our souverane Lordis authoritie in tyme bypast, and seeing the cause of Gods trew religion, and his Hienes authoritie forsaid, as sa toynit, as the hurt of the ane, is communcit to baith. **I**T IS thairfor declarit, statute, and ordanit be our souveraine Lord, with aulse and consent of my Lord Regentis grace, with the thre estatis and haill bodie of this present Parliament. That nane salbe repoute as loyal and faithfull subiects to our said souverane Lord, or his authoritie, bot be punishabill, as rebellaris, and gane standers of the samin, quhill fall not gif thair confessioun, and mak thair professioun of the said trew religion: and that al sith as makis professioun thair of, and yt hes maid defection fra thair dew obedience aucht to our souverane Lord, fall be admonisht be the Pastours and ministers of the kirk, to acknowledge thair offence, and returne to thair dewfull obedience, and gif they failye thairin, to be excommunicat, and secludit from the societie of the kirk, as rebellious and corrupt memberis, betuir and the first day of Junii next to cum. And that allwayes befor sith personis as hes maid defection, be ressaunt to our souverane Lordis mercie and favour, they fall gif the confessioun of thair faith of new, and promets to continue in the confessioun of the trew religion in tyme cumming, maintene our souverane Lordis authoritie, and that they fall at the uttermost of thair power, soptesse, assist and maintene the

Sik as geuis are
confessioun of
thair faith, or
makis no
professioun of the
trew religion
as punishabill as
rebellis, & with-
standers of the
K. authoritie.

Sik as makis
defection from
the K. obedi-
ence to be ad-
monisht and
in cas they re-
turne not, to be
excommunicat.

Resoi: sith as
makis defection
be ressaunt to
mercie or fa-
vour, they fall
gif confessioun
of thair faith, &
promise to con-
tinue.

ACTIS OF PARLIAMENT

treis Preachouris and Professouris of Christis religion, aganis quatsameneir enemeis, and ganeistanderis of the samin: & name-
lie, aganis all sik of quatsameneir natioun, eskait, or degre they be
of, that hes topruit and bund thame selfis, or hes assistit, or assistis
to set furthwart and execute the cruell decretis of the counsall of
Trent (quibilk maist iniriouslie is callit be the aduersaries of God
his treuth, the halie leage) contrarie the Preachouris and treis
Professouris of the word of God.

Anent thame that susteinis the proces of excommunicatioun.

How lextaris sal
be direct aganis
excommunicate
personis.

TH E quibilk day, our souerane Lord, with anse of my Lord
Regentis grace, the thre Estatis, and hail bodie of this pre-
sent Parliament, statutis and ordanis, that aganis all personis ex-
communicat be ordour of the true resoznit Kirk within this realme,
letters sall be direct be the Lordis of the Counsall in all the four
foymes at the instance of the partie, our souerane Lordis Advocate
or the Procuratoris of the Kirk, Chargeing the excommunicat
personis (thay being excommunicat scurtie dayes) to satisfie the
sentence or decret pronuncit aganis thame, and to reconseill them
selfis to the Kirk, and submit thame selfis to the discipline thair of,
vnder the pane of rebelloun, and gif thay failze, to put thame to
the horne, with letteris of captioun, and vtheris executoriallis to
passe thairupon: sli lyke and in the samyn maner, as was genin in
the reigne of our souerane Lordis vngubyle Cuidshire, aganis
thame that susteinis the pprocess of cursing, attour the space of four-
tie dayes.

Articles of the Pacificatioun: at Perth, in the zeir, 1572.

IN the Pacificatioun maid at Perth vpon the 23. day of Febru-
arie, the zeir of God, a thousand five hundreth thre scoir twelue
zeiris, ratifyit and appzeuit be act of Parliament holdin at Haly-
rud-house vpon the last day of Aprill, The zeir of God, a thou-
sand five hundreth thre scoir threttin zeiris: quibilk Pacificatioun
and all Articklis, clausles, conditionis, and circumstances of the
same, ar decretit and ordanit to haue the full strenght, effect & force
of ane Act of Parliament, and perpetuall Law irrenocable. This
Clasles and Articklis ar content,

First,

ACTIS OF PARLIAMENT.

First, that all and quhatsumeuver persons quhillis fall clame to enioy ony benefite of this present Pacification, and our Souerane Lords saucur and pardoun to be grantit, fall acknowledge, affirme, and profess the confession of the christian faith, and trew Religion of Iesus Christ, now publickly professit in this Realme, establishit and authorized be Lawis and Actis of Parliament, in the first yeir of our Souerane Lords raigne: And fall at the vtermost of their powers maintene, fortifie and assist the trewe Preacheris and professours of the word of God, aganis quhatsumeuver enemies, or aganis slanderers of the samin. And namely aganis all sic of quhatsumeuver natioun, estat, or degree thap be off, That hes loynit or bound thame selfis, or hes assistit or assistis to set fordwart and execut the cruell decreits of the counsaill of Trent (quhill maist uncurouslie is callit be the aduersairis of Gods trew Religion the haly League) contrair the trew Preacheris and Professours of the word of God.

As fall enioy the benefite of the pacification fall maintene the trew preachers and professours of gods word.

THAT it salbe statut and ordanit be ane Act of Parliament that nane of the subiectis of this Realme fall directly, nor indirectlie be thame selfis, nor yit assist, fortifie, supplie, or schaw saucour to ony the subiectis of this Realme, or strangeiris that fall printlie praitise, or oppinlie pretend ony tressonable fact, vproze, or hostilitie aganis the trew Religion forsaide, or the person of our Souerane Lord, his said present Regent and royall authoritie in time cumming vnder the painis of the lawe. And further, in case ony persons now returning, or that fall happin to be ressaunt to his hienes obedience, dois in the contrair, and resists not the saidis tressonable facts, vprozis, and hostilities at the vtermost of their powers, his spaciellis Remissions and pardouns y sently to be grantit, nor na ither benefite of the Pacification to serue or be extendit in their fauour thereafter: Bot thap to be persewit and punisht for their offences bypast, as gif na remission, pardon or pacificatioun had bene grantit to thame thairfore.

The pacificatioun fall not be extendit in thair fauour thap praitises aganis the trew religion, or the kings personis.

In the Parliament holdin 20. October. 1579.

Discharge of Mercattis and labouring on Sondays, or playing and drinking in time of Sermon. Cap. 3.

ITEM, Forasmuch as it is statute, and ordanit be a good and godly Act maid in the dayis of King JAMES the fourth, our

ACTIS OF PARLIAMENT

Souerane Lordis Cunschir of worthie memorie, that thair be na Mercattis nor Fairis haldbin vppoun haly dayis, nor yit within Kirkis or Kirkyairdis vppoun haly dayis or vther dayis vnder the pane of escheiting of the guidis. Quhill At our Souerane Lord and his thre Estates, ratifyis, and approuis, and ordanis the same to haue effect and executioun in tyme cumming. And seeing that the Sabbath day is now commonly violate and broken, aswell within Burgh as to Landwart, to the great dishonour of God, be haldbin and heiping of the saidis Mercattis and Fairis on Sundayis, vsing of handie labour and working thairon, as on the remanent dayis of the Wulk, and be gamming and playing, passing to Tavernis and Alehouses, and wilfull remaning from their Parochie Kirk in tyme of Sermon, or prayeris on the Sunday.

THAIRFOIR his Maiestie, and his thre Estates in this present Parliament Statutis and ordanis, that thair be na Mercattis nor Fairis haldbin vpon the Sunday, nor yit within kirkis or kirkyairdis that day or any vther day, vnder the pane of escheiting of the guidis to the vse of the pure within the Parochie. And sikklike, that na handie labouring nor working be vsit on the Sunday, nor na gamming and playing, passing to Tavernis and Alehouses, or selling of meate or drink, or wilfull remaning fra Parochie Kirk in tyme of Sermon or Prayeris on the Sunday, be vsit vnder the pane following, That is to say, of euery persoun for the handie labouring and working, commonly vsit be the purest sort, ten schilling, and for gamming, playing, passing to Tavernis, Alehouses, selling of meit and drinke, and wilful remaning from their Parochie Kirk in tyme of Sermon, or Prayeris on the Sunday, of euery persoun twentie shillingis, to be applyit to the help and releif of the pure of the Parochie, and in case of the refuse or inhabilitie of ony persoun offending in the premisiss to pay the saidis panis Respective presently, and indilapitly vpon thair apprehensioun or commitment, efter lawfull tryall, he or she so salbe put and haldbin in the stokkis, or sit vther Ingine vntill for publik punishment, be the space of xiiii. houris. And for executioun heirof, the Kingis Maiestie commissioun of Justiciarie salbe grantit to sum persoun in euery Parochie, best affeait, and maist abill to performe the same at the request of the Spinkler.

The pane of keeping mercattis on the Sabbath day.

The pane of working on the Sabbath day.

The panis of gamming, playing, passing to tavernis and ale houses, selling of meit and drink, and remaning fra the parochie Kirk in tyme of sermon or prayeris.

ACTIS OF PARLIAMENT.

Anent the youth and vtheris bezond sey, suspectit to haue declynit fra the trew Religioun.

ITEM Becaus sundrie of the youth of this Realme, passing to the partis bezond sey, becommis corruptit in Religion, quhair of greit Inconuenient may followe. **THAIRFOIR** it is statute, and ordanit that all persons the sonnis of Nobill men, gentilmien, or vtheris pretending the cause of their departure to be for attening to farther knowledge in letteris, sall beior their said departure lute and obtene the Kingis Maesties licence to that effect contening ane promission, that they sall remaine constant in the professioun of the trew Religioun publickly preichit, and be Lawe establishit within this Realme, and do not procure nathing to the prejudice thairself, or of his Hienes and his Authoritie, vnder the paine of barratrie. As also in the saidis persons within the space of twentie dayis efter their returning within this Realme, sal pas to the Bischop, Superintendent, or Commissionar of the kirks within the boundis quhair they arrive, or happinis to make residence, and thair offer to mak & giue the Confessioun of their faith according to the trew and Christian Religioun preichit, and be Lawe establishit within this Realme, or than within fourtie dayis thairafter deuoid and remoue thame selfis furth of this Realme, quhairin gif they failie, That they be admonischit and persewit as the aduersaris of the said true Religioun. And for sike persons as are already furth of this Realme, and hes declinit fra the trew Religioun, that the order appointit in the Lawis already maid, be vsit and execute aganis thame, According to the directioun and temour thair of in all pointis.

*promission is
the licences of
thane that pass
the over sey for
letturis.*

*Admonitioun &
proceeding aganis
thane returning in the
realme, thar ge-
uis not the con-
fessioun of thair
faith.*

For punishment of strang and idle Beggarris, and releif of
the puir and impotent.

FORSAMEIKIL as thair is sundrie louable actis of Parli-
ament maid be our souerane Lordis maist nobill Progenitoirs
for the stanching of maisterfull and will beggaris, and away put-
ting of soynaris, and promission for the puir. Weiring that nane sall
be thocht to beg nouthir to Burgh nor to land, beuir ruit, and
lx. ieris. That sike as maks thame selfis fuillis, and ar Bartis,

ACTIS OF PARLIAMENT.

as vtheris sli like rinnaris about, being apprehendit, sall be put to the Kingis waire, or Jpris, so lang as thay haue cric guttis of pair a win to leif on. And fra thay haue not quhairupon to leif of thair a win, that thair cric be nailit to the Trone, or to ouch vther tre, and thair cric cuttit off and banisid the countie, and gif thair efter they be scund agane, that they be hangit. I T E M That nane be thellit to beg in ane Parochin, that ar boyn in ane vther. That the heidismen of ilk Parochin mak takings and giue to the beggaris thair of, that they may be sustent within the boundis of that Parochin. And that nane vther be seruit with almsous within that parochin, bot they that beiris that takin allanerlie. As in the actis of Parliament maid thairanent at naire lenis is contentit. Quhillis hes not bene put to de w execution throw the inquitie and troubles of the tyme bipast, and be reason that thair wes not heir tofor ane ordour of punishment sa specially deuist, as neid requirit, Bot the saidis beggaris, besydis the vther inconuenientis quhillis thay daylie produce in the common welth, procuris the wrath and displeasure of God, for the wicked and vngodlie forme ofliuing vsit amangis thame, without mariage or baptism of a greit number of their barnis. T H A I R F O I R now for the annoyding of the inconuenientis, and of helwing of the confusion of sundrie lawis and actis concerning thair punishment, standing in effect. And that sum certane execution and gude ordour may follow thairanent, to the greit pleasure of almightie God, and common weill of the Realme. I T I S thocht expedient, statute and ordanit, as well for the vther suppressing of the saidis strang and Idill beggaris, sa contagious enemies to the common weill, as for the charitabill releuing of auit, impotent, and pure pepil, that the ordour and forme following be obsertit, that is to say, That al persons being aboue the aige of xliii. and within the aige of lxx. yeiris that beirefter ar declarit and set furth be this act and ordour to be Vagabondis, strang and idill beggaris, quhillis sall happin at crise time heirefter, efter the first day of Januar nixt to cum, to be takin wandering and misordering thame selfis, contrary to the effect and meaning of thir presentis, sall be apprehendit, and vpon thair apprehensicoun be brocht befor the Justicis and Bailles within the Burgh, and within euery Parochin to Landwart, befor him that sall be constitute Justice be the Kingis commissioun or be the Lordis

beggaris living
without mari-
age or baptis-
me of their
barnis.

The pownest &
Jailis execu-
tion within Burgh

ACTIS OF PARLIAMENT.

Lords of the regalitie within the samin to this effect. And be them to be committit in ward in the common p[re]son, Rokkis, or J[er]nis within thair iurisdiction, thair to be kept vnielittin to libertie or vpon band or suretie, quhile they be put to the knowledge of ane Assise, quhilk sall be done within vi. dayes thairefter, And gif they happin to be contentit, to be adiudgitt to be scourgit, and burnt throu the eir with ane hot J[er]ne. The proces quhairof sall be registrat in the Court buikis. Except sum honest and responsall man will of his charitie be contentit then presentie to act himself befor the Judge, to tak and keep the offendour for ane hail yeur next following, vnder the paine of xx. pounds, to the vie of the pair of the town or parochin, and to bring the offendour to the heid Court of the iurisdiction at the yeiris end, or then gif gude p[ro]uiff of his deith, the Clerk taking for the said act xii. pennies onlie. And gif the offender depart, and leif the seruice within the yeur, aganis his will that ressaues him in seruice: then being apprehendit, he sall be of new presentit to the Judge, and be his command scourgit and burnt throu the eir, as is befor said. Quhilk punishment being anis ressaue, he sall not suffer agane the lyke for the space of thre score dayis thairefter, but gif at the end of the ludis thre score dayis, thairefter he be found to be fallin agane in this still and vagabund fraid of lyfe, than being apprehendit of new, he sal be adiudgitt, and suffer the painis of deith as ane theif. AND that it may be knawin quhat maner of personis ar ment to be strang and idill beggars and vagabundis, and woz the of the punishment befor specifyt. It is declarit that all idill personis, ganging about in ony cuntre of this Realme, vsing subtil, craftie, and vnlawfull playts, as tonglarie, fast and lous, & sik vtheris: The idill pepill calling thame selfis Egyptianis, or onie vther that senyeis thame to haue knowledge of charming, prophetic, or vther abusif sciences, quhairby they perswade the pepill, that they can tell thair weidris, deithis, and forcountis, and sik vther fantastickall imaginatiounis: and all personis being hail and stark in bodie, and abill to work, alle dging thame to haue bene heirent or burnt in sum far part of the Realme, or alle dging to be banneit for slauchter, and vtheris loichit deidis: and vtheris nouthir hauand land, nor maisteris, nor vsing onie lauchfull merchandize, craft, or occupatioun, quhairby they may win thair livingis, and can giue na rakyning how they lawfullie get

Justices in the
parochin to
Landward.

Lords of rega-
lies.

prelatis Rokkis
or J[er]nis

paine of shame
that sal be con-
sistit.

In case any wd
take the vaga-
bund beggar
in seruice.

In case he leif
the seruice.

Death the paine
of the second
saile.

Declaratioun
quhair to be es-
tablishit thair
beggaris and
vagabundis.

TACTIS OF PARLIAMENT.

gett their living; and all menstralls, singularis, and tall tellaris; not assignit in speciall service be sum of the Lordis of parliament; or greit Barouns, or be the heid burrois & cieties for their common openstralls; all common laboparis, being persons able in bodie, living idie and stiring labour: all counterfeittaris of licences to beg, or using of the same, knowing thame to be counterfeitt; al vagabound schollaris of the universiteis of Scotland; zots, Glasgow, and Abirdeine, not licent be the Leatour and Deane of Facultis of the Thinneritie, to tak almous: all Schipmen and marineris, alledging thame selfis to be schip brokin, without thay have sufficient testimoniallis, sall be taken, adjudget, & sent and punisht as strang beggaris and vagabundis. And gif any person or persons efter the said first of Januar nixt to cum, geits money barbie or ludgeing, settis housis, or schawis any ither relief to one vagabund or strang beggar, markit or unmarkit, wanting any licence of the Provost and Bailleis within Burgh, or of the Judge with in that Parochin, the same being de wlie prouin at the Court, thay sall pay ilk unlaw to the use of the pair of the parochin as be the Judge of the Court shall be moifest, swa the same excise not fyue pound. And als wa, gif one person or persons disturbis or lettis the execution of this Act any maner of wayis, or makis impediment aganis the Judgeis or ordinarie Officeris, or itheris persons traueilling for the dew execution heirof, They sall incurre the same pane quhill the vagabund fuld have incurrit, in case he had bene conuert. Prouiding alwayis that schipmen and Soultartis landing in this Realme, haue licence of the Provost or Baille of the town, or Judge in the Parochin quhair thay wer schipbrokin, or first enterit in the realme, sall and may passe, according to the effect of thair licences, to the roymes quhair they intend to remane. And that the licences onlie serue in the iurisdiction of the gener, sa that gif the person traueilling hame haue further to may, he procure the lyke licences of the Judge of the nixt Parochin or town, thow quhill he may pas, and sa fra Parochin to Parochin, quhill he be at his resting place. And that thair be certane persons and or ma nominate in euerie Burgh and parochin be the Officeris and Judg thair of, for seurching, resting and conuoying of the vagaboundis to the common prison, fenis or stokkis upon the common chargis of the Parochin. Quhillis perquisis sa creat sal be

The pane of ilk
as geits money
barbie, or schawis
any relief
to vagabundis.

Unlaw to the
use of the pair.

The pane of ilk
as lettis the execution
of this
act.

Exception for
Schipmen and
Soultartis.

Judgeis and Of-
ficaris.

ACTIS OF PARLIAMENT.

be haldin to do thair dewtie diligently, as the saidis Judges will
 answer thairpon. And sen charitie wald that the pure aicht and
 Impotent personis suld be als necessarily prouent for, as the va-
 gabondis and strang beggaris repressit, and that the aicht, Im-
 potent and pooze pepill suld haue ludgering and abiding places
 throuchtout the Realme to settle thame selfis intill. IT IS thair-
 for thocht expedient, statute, and ordanit, That the Lord Chan-
 cellar according to the directioun of sundrie lonabill Actis of Parlia-
 ment heitofore made, sall call for the erectiounis of all hospitalis
 to be prouidit befor him, and inquire and consider the present e-
 stait thairof, redreing thame sa far as is possibill to the first Insti-
 tutioun, As may best serue for the help and releif of the saidis aicht,
 Impotent and pure people. And als that the Prouest and Bail-
 leis of ilk Burgh and toun, & the Justice constitute be the Kingis
 commissioun in euery Parochin to landwart, sall betuik and the
 said first day of Januarie nixto cum tak Inquisition of al aicht pure
 impotent and decapit personis bozne within that Parochin, or
 quhillis wer dwelling and had their maist commoun resourt in the
 said Parochin the last seuen yeiris bypast, quhillis of necessitie mon-
 leif be Almous. And vpon the said Inquistioun sall mak ane Re-
 gister buik contening their Names & surnames, to remane with
 the Prouest and Bailleis within Burgh, and with the Justice in
 euery Parochin to Landwart. And to the effect that the number
 of the pure pepill of euerie Parochin may be knawin, statuts and
 ordanis, that all pure pepill within fourtie dayis efter the Procla-
 matioun of this present Act at the Mercat Croce of Edinburgh,
 repair to the Parochin quhair they war bozne, or had thair maist
 commoun resourt or residence the last seuen yeiris bypast, and thair
 settle thame selfis vnder the pane to be punest as vagabondis
 and contranenaris of this present Proclamatioun. And the saide
 space of fourtie dayis being bypast, That than the Prouest and
 Bailleis within Burrois, and the Judg constitute be the Kingis
 commissioun in ilk Parochin to Landwart, mak a Catalog of
 the Names of the saidis pure pepill. Inquire the men and women
 quhair they war born, quhadder thay ar marrit or unmarried, quhe
 and be quhome they war marrit, and quhat barnis they haue, and
 quhair thair barnis war baptisit, and to quhat forme and trade of
 life thay addres thame selfis and thair saidis barnis, gif thay beo

The Chancellor
 to call for the e-
 rectiounis of hos-
 pitalis.

Inquisition to
 be take of the
 pure impotent
 & decapit perso-
 nis to register
 their Names.

That the pure
 repair to the pla-
 ces quhair they
 wer borne or
 had residence.

Question to be
 inquire of the
 pure pepill re-
 maning.

ACTIS OF PARLIAMENT.

disseit, or baill and abill in body, and quhat thay get commonly on the day be thair begging. And sith as necessarily mon be sustenit be Almous, to see quhat they may be maid content of thair awin consentis to accept daily to leif on unbeggit, and to prouide quhair thair remaining salbe, be thame selfis or in house with vtheris, with auise of the Parochimmaris quhair the saidis pure pepill may be best iudgeit and abide. And thairupon according to the number to consider quhat thair needfull sustentation will extend to euerie cuth, and then be the gude discretiounis of the saidis Prouest, Bailles, and Judges in the Parochimis to Landwart, and sith as thay sall call to thame to that effect, to tax and stent the baill Inhabitantis within the Parochin, according to the estimatioun of their substance, without exceptioun of personis, to sith ouklike charge and contributioun as salbe thocht expedient and sufficient to sustene the saidis pure pepill. And the Names of the Inhabitantis stentit togidder with thair taratioun to be likewise Registrat. And that at thair discretioun thay appoint ouisearis and collectouris in euery Burgh, toun and Paroche for the haill yeir, for collecting and restaning of the said ouklike poztion, quhillis sall restane the same, and deliuer sa meikle thair of to the saidis pure pepill, and in sith maner as the saidis Prouest and Bailles within Burgh, and Judges in the Parochin to Landwart, Respectiue, sall ordane and command. And that ouisearis of the saidis pure pepill be appointit be thair discretiounis to continue also for a yeir. And at the end of the yeir, that the taratioun & stent Roll be alwayis maid of new, for the alteratioun that may be throw deith or be intres or diminutioun of mennis gudis and substance. And that the Prouest and Bailles in Burrohis or townis, and the saidis Judges in the Parochimis to Landwart sall giue ene Testimoniall to sith pure folk as they finde not bozne in thair awin Parochin, or making residence thairin the last seven yeiris, sending or directing thame to the nirst Parochin, and sa from Parochin to Parochin, quhill they be at the place quhair thay war bozne, or had thair maist common resort and residence during the last seven yeiris precebing. Thair to be put in certane abiding places and sustentit vpon the common Almous and ouklike contributioun as is befor ordanit, except Lepious pepill and bedfast pepill quhillis may not be transpoztit. Prouiding that it be lesfull to the pure

Ordour of provision for susten-
ing of the pure

Ouisearis to be
appointit.

The stent Roll
to be maid new
euery yeir.

ACTIS OF PARLIAMENT.

pure pepill sa directit to thair a twin abiding places with Testimonials, To ask Almous in thair passage, in as they pas the direct way not resting twa nightis togidder in any one place, without occasioun of sickness or stome impaid thame. And gif any of the pure pepill refuse to pas and abide in the places appointit, or efter the appointment be found begging, then to be punest be scourging, Imprisonment, and birning thro the eir as vagaboundis and strang beggaris, and for the second fault to be punest as Thens, as is befor appointit. And gif the personis chosin Collectouris refuse the office, or hauing acceptit the same beis found negligent thairin, or refusit to mak their comptis euerie half yeir ames at the lest to the Procurist and Bailleis in Burrois, and to the saidis Judges in Landwart, and to deliuer the superplus of that quibik restis in thair handis at the end of the yeir or half yeir, to sik as sal be chosin Collectouris of new. When ilk one of the Collectouris sa offending sal incur the pane of twenty pound, to the vse of the pure of that Parochin, and Imprisonment of thair personis during the Kingis will. For quibikis paneis the saidis Procurist, Bailleis, and Judges sall pound and distrenze. And gif any personis being abill to further this charitable wark, will obstinatly refuse to contribute to the releif of the pure, or discourage vtheris from sa charitabil ane deid, the obstinate or wulfull persoun being callit befor the saidis Procurist and Bailleis within Burgh, or Judges in the Parochin to Landwart, and commit thair of be ane Assis or sufficient Testimonis of twa honest and famous witnessis his Richtouris vpon the supplicatioun of the saidis Procurist, Bailleis, and Judges to the Kingis Maestie and his prync Counsall, the obstinate and wulfull persoun or personis saibe commandit to ward in sik part as his bienes and his Counsall sall appoint, and thair remane quib he be content with the ordour of his said Parochie, and performe the same indeid. And gif the aigt and impotent personis not being sa diseast, lamit or Impotent, bot that they may wark in sum maner of wark, salbe the cuirsearis in any Burgh or Parochin appointit to wark and yet refusit the same, then first the refusar to be scourgit and put in the stokkis, and for the second fault to be punest as vagaboundis as said is. And gif any beggaris born being above the aige of five yeiris, and within scutene, male or female sal be whitt of be any subiect of the Realme of ponicst chait.

Gif the pure pepill refusit to abide in the places appointit or be found begging thairther.

Gif the personis chosin Collectouris refusit.

Gif any personis obstinatly refusit to contribute

Gif any refusit to wark as he is appointit.

Ordour for reducing the burms of beggaris in ponicst chait.

ACTIS OF PARLIAMENT

The said person shall have the barne be ordour and direction of the saidis Housis and Bailles within Burgh, or Judg in every Parochie to Landwart, gif he be a man Child to the aige of xiiii. years. And gif scho be a woman child to the aige of xiiii. years, & gif they depart, or be taken or intist from thair Housis or Housis service, The Housis or Housis to have the like action & remedie, as for their feit servant or prentis, aswel aganis the barne as aganis the takar and intisar thair of. And quhair collecting of money may not be had, and that it is our gret ane burding to the Collectouris to gadder victualis, meat & drink, or vtheris thingis for releif of the pure in sum Parochinmis. That the Housis & Bailles in Burrows, & the saidis Judges in the parochinmis to Landwart be anse of certane of the maist honest parochinmis, give licence under their handwrittis to sik & sa mony of the saidis pure pepill, or sik vtheris for thame as they fall think gude to ask & gadder the charitabill Alimous of the parochinmis at thair awin housis. So as allwais it be spedilie appointit & aggreit how the pure of that Parochin salbe sustentit within the same, and not to be char geabill to vtheris, nor troublisum to strangeris. And seing be resoun of this present Act and ordour the common ppersonis, irnes and Rokkis of euerie heid Burgh of the Schyre and vtheris townis, or lyke to be fillit with ane greitar number of ppersonis nor of befor hes bene accusumat: In sa far as the saidis vagaboundis & vtheris offendouris ar to be committit to the common pperson of the Schyre or town quhair thay war takin. The same ppersonis being in sic townis quhair thair is greit nuber of pure pepill, maie nor thay ar weill abill to sustein and releif, and swa the ppersonis ar lyke to perisch in default of sustentance: Thairfor the expensis of the pperson salbe payit be a part of the common distributioun & publicke alimous of the Parochin quhair he or scho was apprehendit, allowand to ilk person daplie ane pund of ait bread and watter to drink. For payment quhair of the presentar of him to pperson sall give fourtie, or mair present payment. And that the Schireffis, Stewarts and Bailles of Regalities and thair Bailles our all the Realme and thair deputies sic this present Act put to delv execution in all pointis within thair Jurisdictiōs Respectiue, as thay will answer to God and our Souerain Lord thairupon. And quhat euer dout or ambiguitie fall happin to arse upon this present Act

or our

Quhair collecti-
on of money
cannot be had,

For payment of
the expensis of
the prisoners.

The ordinar Tu-
ges to see this
Act put in exe-
cution.

ACTIS OF PARLIAMENT.

as ony part thair of, OVR Souerane Lozd, with auise of his saidis
thre Estatis committis th^e interpretatioun, explanatioun, suppl^e-
ment and full executioun thair of to his saidis, with auise of his
prieue Counsaill.

In the Parliament holdin 24. Octobris. 1581.

For punishment of the blasphemie of Goddis name,
and rheris horrible aithis.

OVR souerane Lozd with auise of his thre Estatis of this
present Parliament, ratifies and approuis the Act of Parlia-
ment holdin at Edinburgh the first day of february, the year of God
1551. intitulat, THE Act aganis thame that sweiris abhomin-
ble aithis : and ordanis the same to haileffect and executioun in
tyme cumming, efter the forme and tenour thair of, vnder the seurt
and last pane specifit in the same: That is to say, for the first fault
euery Prelate of kirch, Carle, or Lozd, iiii.s. and Barone, or bene-
fit man constituit in dignitie Ecclesiastik, xii. d. Ane landit man,
freholder, Lassal, fsewar, Burges, a smal beneficed man, vi. d.
Ane Craftisman, Zeoman, or seruand man iiii. d. The purr solhis
that hes na geir, to be put in the stokkis, Joggis, or p^reson for
the space of four hours. And women to be wepit and considerit
conforme to thair blinde, and estate of thair parteis that they are
copulate with. FOR the secund fault, euery Prelate, Carle, or
Lozd viii. s. euery Barone or benefice man in dignitie, ii. s. ene-
rie landit man freholder, Lassal, fsewar, and smal beneficed man,
xii. d. and euery Craftisman, Zeoman, or seruand viii. d. the space
of the purr solhis imp^resonment to be doublit, AND for the
the thrid fault the saidis secund panis to be doublit. And for the
fourt and last fault the Offenders to be banishit or put in waird
for the space of year and day at the kingis will. And ilk ilk all v-
theris estatis efter thair qualitie to be punishit efterant lie. And
the foresaidis panis to be vptaken, and to be applyit to the vse of the
purr solhis. And for the better executioun heirof, that Censouris
be appointit in the Mercat places of all Burrowis a vtheris pub-
lik sayis, with power to put the sweccris of ilk abhominabill aith
this in waird quhill they haue payit the said panis, and fund souer-
tie to absteine in tyme cumming. And that by directioun and com-
missioun of the S^heriffis, Stewarts, Bailies, Proconsis, Alder-

The interpreta-
tioun, explanati-
oun, supplement
and full execu-
tioun of this act is
committit to the
K. Maistie and
his priue coun-
saill.

Censours for ex-
ecutioun of this
act aganis the
sweccris of ab-
ominabill aithis.

ACTIS OF PARLIAMENT.

It is to be desired to
delate the names
of the transgres-
sors.

In case Magi-
strats be found
remissive or neg-
ligent.

bermen, and Bailiffs of Burrowis, Lordis of Regalities, and o-
theris ordinar Officeris. And that all Constablers delate to the
Magistrats the names of. A persons as transgressis this present
Act within their hows, to the effect that the saidis panis may be ex-
actit of thame, under the pane to be extemit as offendouris thaim sel-
fis and punisit accordingly. And in case the saidis Magistrats be
found remissive or negligent in execution of this present act, that
upon complaint thair of to be maid to the Kingis Maestie, and his
prync counsaill, they shall be callit, and committit to waire, during
his Hiennes will, and find soultie vnder greit painis at his Hiennes
sicht for exact diligēce to be schawin, executing þ said act tharefter.

Aganis passing in pilgrimages to Chappellis, Wellis, and Cro-
ces, and the superstitioun obseruing of diuers vtheris
Papisticall ritis.

FORSAMEIKIL as partlie for the want of doctrine, and
rarity of Ministeris, and partlie thow the peruers inclination
of mannis ingyne to superstitioun in the dreggis of Idolatrie, or
remanis in diuers partis of the Realme, be using of pilgrimage to
sum Chappellis, wellis, Croces, and sik vther monumentis of Ido-
latrie: as also be obseruing of the festuall dayis of the Sanctis,
sumtyme namit thair Patronis, in setting forth of banckytis, sing-
ing of Carolis within and about Kirkis at certane seafous of
the year, and obseruing of sik vther superstitious and Papisticall rit-
tis, to the dishonour of God, contempt of his trew religioun, and
fostering of greit error among the pepill. For remeid quhair of,
IT IS statut & ordanit be our Souerane Lord, with auns of his
the Estates of this present parliament. That none of his Hiennes
Legis presume, or tak vpon hand in tyme cumming. to banit, fre-
quent, or vse the saidis Pilgramagis, or vtheris the fornamit su-
perstitious and Papisticall rytis, vnder the panes following: vi-
delicet: ilk gentilman or Woman landit, or Wife of the gentil-
man landit, ane hundred pundis. The vnladit ane hundred
sharkis, and the Zemanfourtie pundis for the firstfalt. And for
secundfalt, the offendaris to suffer the painis of deith, as Idolaters.
And for the better execution beirof, commandis, ordanis and ge-
uis power to all Schireffis, Stewartis, Bailiffs, Sherris, Al-
dermen, and Bailiffs of Burrowis, Lordis of Regalities, thair
Stewartis

Panis aganis the
transgressouris
of this Act.

ACTIS OF PARLIAMENT.

Stewartis and Baillies, and vtheris, quhome it full pleis Our Souerane Lord to grant speciall Commission, to seirch and seik Persons, passing in Pilgrimage to any Kirkis, Chappellis, Wellis, Crocis, or sic vther Monumentis of Idolatrie. As also the superstitious obseruans of the festuall dayis of the Sanctis, sumtimes namit thair Patronis, quhair thair is na publick fairs and Mercatis, settaris out of baine fyris, singers of Caroles within and about Kirkis, and of sic vtheris superstitious and Papisticall Rites. And apprehending them in the actuall deit of the transgression of this present Act, efter speedy iudgement of thair transgression, to put and hold them in Prison and firmure, ay & quhill they redeime thair libertie be payment of the pines aboue writtten and find Catioun to abstene intyme cunying, vnder the pane of doubling of the same pane. And gif the Personis apprehendit be not abill to redeime thair libertie be payment of the saidis pecuniall pines, that than they keip the personis transgressionis in Prison, Iris or Stockis, vpon Weid and Matter for the space of ane Moneth efter thair apprehension, causand them, quhen they ar set at libertie, outhir find Catioun, or mak faith, to abstene thair efter. And incas they happin to pas furth of the Schire, quhair they offend vnapprehendit, that the Schireffis, and vther ordinar Judges of the next Schyre, Burgh, or iurisdictionis apprehend them, and proceed in lyke maner aganis them. Declairand the ane half of the pecuniall pines to pertene to the the saidis ordinar iudges for their pines, and for suftering of the personis to be heipit in Weid, Iris or Stockis: and the vther half to be inbrocht to vse of the cure of the Parochin.

The order of execution.

The ane half of the pane is the ordinar iudge. The vther half to the cure of the parochin.

Aganis fugitiues and vtheris Papistis, practising aganis the trew Religion.

FORSAMEIKIL, as certane fugitiues and vtheris personis, our Souerane Lordis born Subiectis, now remanuing furth of this Realme, professing themselves the Subiectis and seruandis of vther Princes, vpon disdaine and malice bozne be them aganis the trew and Christian Religion, now presentlie precht, & be Law establishit within this Realme: Ceitis not so far as in them lyes, to peruert the youth of this Nation, passing furth of this Realme to the Schulis, and to visite vther Countreis. And als

makis

ACTIS OF PARLIAMENT.

makis, settis furth, sendis hame, and causis to be dispersit in this Realme Divers sounous bilis and Libellis, in the pass & defence of the said and his usurpit authoritie, dampnit be Goddis Word, and our soverane Lordis Lawis. As also sundrie of the said persons presume oft tymes to repair in this Realme themselves, under colour to seek the reducing of their belis be the arie of their native Countrie, intending to seduce the simple and ignorant peple, & otheris enywayis assait to their superstitions & erroneous doctrine. For remeid wherof, IT IS statute and ordanit be our soverane Lord, with advise of his thre estates: That the saids maid for punishment of his Hienes subiectis aduersaries to the trew and Christian Religioun, and persons suspectit to have declynit thair fra, be put to dew execution in all pointis, with this additioun That it sall not be lesum to any of the saidis persons his Hienes subiectis, or strangeris (not being Ambassadors, Spellingieris, or Merchandis) Adversaries of the trew and Christian Religioun, or that hes declynit thair fra, to returne in this Realm, or reman thair in, except within the space of fourtie dayis efter the end of this present Parliament, they satisfie and obey his Hienes Lawis, Aient the geving of thair Confessioun, and assenting and subscriyving to the Artickillis of the said trew and Christian Religioun. And in the meane tyme, that name of them repair in the Kings Quairties presence, Palace, or dwelling place, or remane langer nor thre houris in any pairt neir the same, within the space of seven miles. And quhair ever failis herein, (thair names being notisyt be the Schoppis, Superintendentis, or Ministers of the Kings hous, to the ordinar Judges, quhair ever the saidis persons repairs, or remanis,) They sall be takin, and haldin in prison be his Maister of honshald, or other Judges ordinar, ay and quhil they have found sufficient souertie. All person under the paine of five hundred markis: That they sall outbet recant thair erroris, and obey his Hienes Lawis, be professing of the said Christian Religioun, or depart furth of the Realme, within the space of fiften dayis thairrest. And that also in the meane season, they sall nouthir teach nor talke saidis Papis erroneous doctrine, nor na ither erroneous Doctrine, repugnant to the said trew and Christian Religioun, now publickly prechit, and be Law establishit in this Realme, to name of the subiectis thair of, outbet be wordis or wyote, under the said paine.

And

The painis of the transgressors of this act & forme of execution.

ACTIS OF PARLIAMENT.

And that all his Pienes Subiectis, that be s, or sal ma, set furth, being
hame, sell or dispers within this Realme any of the saidis famous
buis or libellis, in the prais and defence of the said Pap and his
disrupt Authoritis, or ither erroneous doctrine, to the contempt of
our Souerane Lord and trew Religion presently professit within
this Realme, being callit and becom contumacious, according to the
Laws of the same, fall into the paine of banishment, and confes-
sion of all their guids moneabill to our Souerane Lordis use. And
becaus sundrie persons disobedient of his Pienes Authoritie, for not
giving the Confession of their faith, conforme to the Actis of Par-
liamentis, be thourthow tynt their Benefices ipso facto. We same
being becom prouidit be our Souerane Lordis presentation and
admission of the Birk, to persons serving in the Ministerie, and the
fruits thair of assignit to them for their yeirle livingis and expens
thair thes in seeking Letteris to be answerit and obeyit of the
saidis fruits, thay ar oft tymes hinderit thow licence purchest of
our Souerane Lord to the saidis personis, departing and remaning
furth of the Realme for diuers yeiris, without faith or danger to be
be incurrit be them in their personis, livingis, guids and geir. In
respect of the quiblis licences the Judges befor quhome thay are
producit, sayis and cruiss further proceeding in the saidis causes, to
the gret hurt and preeudice of the Act of his Pienes Parliament, In-
titulat, That the Aduersaries of Christis Religion sal not enjoy the
patrimoine of the Birk. For remeid quhair of, IT IS statute and or-
dant be our Souerane Lord, and the Estates of this present Par-
liament: That all sli Licences, purchest of his Pienes, sal haue no
effect, strength, nor force: annulland and discharge and the same be
thir presentis, in sa far as they may any wayis tend to the preeudice
and hinder of the execution of the saidis Actis of Parliament, or to the
titles and prouision of benefices and itheris Ecclesiasticall rentis
maid and grantit be vertu thair of. Commanding the said Judges
befor quhome the saidis actions ar or sal happin to be intentit or
dependis, to proceid and do iustice thairin with expedition, notwithstanding
the saidis licences, or absence of the persons, in quiblis fa-
uour the same ar or sal happin to be grantit, quiblis licences sal be
evident bot as proue wyrtings, without any sufficient testimonial
instantly schawin, that the person, to quhom the said licence is gran-
tit, professis the trew religion, and be alreby satisfiet his spairties
Laws maid to that effect.

D

In the

ACTIS OF PARLIAMENT.

In the Parliament holdin 29. Iuly. 1587.

Anent tryall and punisfment of the aduerfaries of the
trew Religion, prefently profellit within
this Realme.

OVR SOVERANE LORD and his thze Chastis consent in
this prefent Parliament, thatis and appoynts the Actis and
Statutis maid of befor anent the punisfment of the Aduerfaries of
Goddis trew Religion prefently p^rofellit, and be Lawis establi-
schit in this Realme, & the seducers and perswaders of his Hienes
Faithfull and obediēt Subiectis to declyne thairfra: and ordanis
the same to haue full effect and execution in t^{he} me cumming, with
this additioun. That quhatsumeu^r professit and auowit Jesuites
or Seminarie Priestis fall be fund in ony part of this Realme, with-
in the space of ane moneth efter the publicatioun of the Actis of this
prefent Parliament, shall be takin, apprehendit, callit, & perswair:
and incur the pane of death, & confiscatioun of all thair guidis moue-
abill. And quha eu^r willingly or wittinglie resettis or supplies ony
of them therestir be the space of thre dayis and thre nightis, togidder
or severally at thze tymes, vpon certane knowledge that they are
persons of that professioun: and beis lawfullie and ordourlie convict
of the same, shall incur the tinfall of their lyferentis: and that they, as
allwa, all sayars and heirars of thesē, or prophaners of the Sacra-
mentis, or itheris persons suspect to haue declynit fra the trew and
Christian Religion, or refusand to resort to the preaching of Goddis
Word, or quhatsumeu^r persons that fall be ressaung or disperling
of bukis or letters, presume to perswade ony of his Maiesties sub-
iectis to declyne fra the professioun of the said trew Religion, Being
callit to compeir and answer thairvpon befor his Hienes and pre-
vie Counsell: Incais the persons so accusit and tilatit, or ony of
thame, fall be fund culpable be his Hienes previe Counsell, or ony
fine of them: his Maiesties Chancelar and Clerk of Register being
twa of that number, outther be the confessioun of the saidis persons
accusit, or be depositioun of famous iutnessis, or gif the saidis per-
sons tilatit, being callit and admitgit criminally (incas his Hienes
and his Counsell fall so think gude) And beis fund culpable & goltie
in the premissis, that they thairthow incur the pane of tinfall of all
moueabill guidis: togidder with the lyferentis of their landis and le-
sucur,

pane againis Te-
sus and tem-
vary snellin.

Twa Generall
forces of iudge-
ment.

ACTIS OF PARLIAMENT.

in ge, what forme: to be uptaken and imployit to his Hienes awin
vse, and na waipis to be trespant to the persons to be conuict, or sug-
tine for the cons forsaie.

Aganis sellers and disperfers of Papistcally and
erroneous buikis.

FORSA MEIKIL, as sundrie persons bringis hame furth of
otheris Realme, thers buikis and w. p. is, contayning erro-
neous doctrine, Aganis the trew word of God and Religion profess
sit, and be the Lawis establisht in this Realme: or contrayning so-
perstitionis rtyis and Papistcally Ceremonies, quhair by the people
are greatly abusit, For remeid quhairof, our Souerane Lord, and the
Estatis of this present Parliament, Statuts and ordanis, that quhen-
soever any persons suspect of hame bringing of the saidis buikis, shall
repair, refort, and remane within any Burgh, it shall be lawfull to y
Shyrcff and Walsheis of the same Burgh, with one Minister, to serch
and seik the saidis buikis, and bring find sic buikis as ar befor de-
clert, to destroy thame, and commit the hame bringers to ward,
quhill they be punishit in their persons and gudeis, at our Souerane
Lords will: For the quialk this perfect Act shall be sufficient Com-
mission to the saidis Shyrcff, Walsheis and Minister: and their said
serching, seiking, intromission and destruction of the saidis buikis,
shall be repate one lawfull deid, for the quialk they shall incur na dan-
ger of schulyte, or intrusion, or any thing that may follow ther expon.

*Be serching of
papistcally and
erroneous buikis*

For punishment of the committaris of disorderis in the Kirk in
time of deuine seruice, or forcearis of Ministeris in thair
office and functioun. X

OUR Souerane Lord with auise of his thre Estatis in this pre-
sent Parliament, Statuts and ordanis. That quhatsumever
person or persons shall happen hereafter to perturb the ordour of
the Kirk in tyme of deuine seruice, or to mak any tumult, raise any
strye either in Kirk or kirchyard, quhair throu the pepill then com-
mis shall happen to be disorderit, trubbit or trespasit. The same shall be a
point of Witnes, and the persons to be conuict thair of, shall tyme al,
thair moveabil gudeis to be schettit to our Souerane Lord for thair
offence, but p. r. uice of grutter punishment gif thair happen any
grutter offence as slaughter, blin, mutilatioun, skewing of bag-
puitis, and Pistollets, according to the lawis of this Realme. And

*punishment of
thame that per-
turb the peace
of the Ministers*

ACTIS OF PARLIAMENT

forasmuch as divers persons having committed sundrie offences,
for the quibill thay m.rite to be sepearat from the societie of the kirk.
And yit seikis na reconciliation thairunto. Bot for necessitie of Bap-
tisme to thair bairnis, or marriage of thame selfis or of thair frentis
sumtimes mannaills and boillis the said Spinister, and sumtimes
for seking of thair livingis, or for othir quarrellis, spairis not to put
violent handis in thame. For remeid quhair of, is statut and ordanit
be our Souverane Lord, with advise of the estatis forsaids, That
quhatsumever persoun or persons invaitis ony Spinister or puttis
ony violent handis in him for the cause above expremit, or ony o-
ther for the said quarrell. Shall be punischt thairfor with all rigour,
incur the pane of tinsall of all thair moveabill gudis for the said in-
vasion and violence allanerly, albeit na slaughter, mutilation fol-
low thairupon. The one half of the saidis incurabill gudis to be ap-
plyit to our Souverane Lordis use: and the uther to the partie offen-
dit but prejudice of grettar punishment, gif ony heigher crime con-
cur with the violence and invasion forsaids: And for the better
execution hereof, it is statut and ordanit, that all persons dilaitit
of the saidis offences, salbe callit and pers. wit thairfor, criminallie
befor the Justice and his deputis, either in Justice aris or at parti-
cular dyettis. And that lettaris be direct to that effect in common
forme at the instance of the Spinister, or the Kingis Advocate, or pro-
curatour for the kirk, or any uther that will pers. the said offen-
ces, and quhair ony excommunicat persoun enteris in the Congre-
gation the tyme of the ministratioun of the Sacramentis or com-
mon prayeris. The Spinister being certifyt thair of, shall incont-
nient thairfter charge the excommunicat persoun in the name of
God, and our Souverane Lord to depart, quibill being refusit, he shal
after the ministratioun of the Sacramentis or common prayeris
endit, Requyre sa mony of the wise, discreet and substantientis of the
Paroche as he pleis, That thay in our Souverane Lordis name,
shall take and apprehend the said excommunicat persoun, and present
him to the Judge ordinar within the boundis of the Schire, quhair
the Paroche lyes, quibill Judg ordinar shal be baldin to release the
same excommunicat persoun of thair handis, and help and retene
him in Prison, till he find caution under his sealls as shal be mo-
destit be the Spinister and sa mony Eldris of that kirk, as ar pre-
sent for the tyme, or referis to the publick assamblicis. That the ex-
commu-

Caption of per-
sonis excommu-
nicat.

ACTIS OF PARLIAMENT.

communicat person reconcilait himself to the Kirk, and sail make amends for the said offence. And gif the excommunicat person sail said deserts, ony of thame in the execution of the premissis, he being comit thairself, his moveabill guidis sail fall in escheit to our soverane Lord, & his person sail be punishit at his hienes wil & pleasure.

In the Parliament holdin 5. Junij. 1592.

Aganis Jesuites and seminarie priests and thair ressetteris.

TH E Kingis maiestie and estatit of this present Parliament, Ratifies and apperits all and quhatsumever actis of Parliament secret counsaill and proclamatiouns maid of befor aganis Jesuites, seminarie priests and traffiqueing Papists and ressetteris of ony of thame. AND decernis and declairis, that in all tyme cumming, the saying of messe, ressetting of Jesuites, seminarie priests, and traffiqueing Papists aganis God, the Kingis maiestie, and the religion presently professit within this Realme. Is and sail be ane tult cause to infer the pane and cryme of treason barth aganis the Jesuites, these priests, traffiqueing Papists, & ressetteris of thame p'ouding how soon the Jesuites and seminarie priests satisfais the Prince and Kirk the forsaide penaltie na ways to strike aganis the said ressetteris.

Saving of welle, ressetting of Jesuites, seminarie priests and traffiqueing papists to infer the pane & cryme of treason.

For punishment of slaughter within Kirkis or Kirkzardis. X

I T E M Forasmuch as crueltie and bludshed is cummit to sik an heicht in this, and that the hous of the Lord and his Sanctuaris is not free, bot sithlie pollutit and besplit thairthrow, in sik sort that commonly all reuengis of quarrellis and reidly seidis, is now erect in Kirkis and Kirkzardis at the tymes appointit to the seruice of God, and teiching of his haly word thairin. Quhair by diuers persons for fear of their liues dar not resort to the preaching of the Gospel: for remedie quhairof. The Kingis maiestie and estatit of this present Parliament statutis, ordanis and declairis. That quhatsumever person or persons committis slaughter within ony Kirk or Kirkzard the tyme of prayeris, preaching or ministratioun of the sacramentis. That person or persons committers of the said slaughter being either denuncit rebellis or declairit fugitiue for the same. The Kingis maiestie sail haue full power not only to dispone vpon thair simple escheit of inueuable. Bot also vpon the present of al and

The pane for slaughter committit within Kirkis or Kirkzardis doeth to be not only escheit & inueuable guidis bot vnschick of lya-vence.

ACTIS OF PARLIAMENT.

fre to religion, as the same is publickly professit within this realme. And acknowledge our said soverain lord & his antientz forfaltit & quit of barratrie, and that thair benefices ipso facto at any time be for the date hereof, but also to all persons that shal happen at any time hereafter to be forfaltit consist of barratrie, or lawfully tyme & amitt thair benefices and pensions.

For punishment of Vagabundis, and releif of the paur.

OVR Soveraine Lord, and his thre Estates in this present Parliament, ratifies and approves his Hienes Act of Parliament, made for punishment of stragg & idle beggars, and provision for releif of the paur & impotent. And ordains the same to be put in execution in all parts of the Realme, as it was already tane effect with in the ports of the burgh of Edinburgh. And because sum of y^e Schyresdomes ar of wyde & long boundis, quhairthow it will be difficult to conuoy Vagabundis & persons ascending to the common prisons of the heid Burrows of y^e Schyres. Thairfor ordains & comandis all schireffis, Stewartis, bailies, Lordis & bailies of Regalties, & their Deputis, & Provost & bailies within burrows, to make prisons stokkis & irnes, not only at the heid burgh, but also at the principall throuchfair towns, & paroch kirkis, within the heid boundis of the Schyre, as well to burgh as to landwart: & to constitute ane or twa schiref deputis of honest & zealous men, of best credite & power in the bairis within or next adiacent to the saids burrows, throuchfair townis & paroch kirkis, to put the effect of the said Act of Parliament, in execution: or gif y^e saids Schireffis or uther iudges ordinar beis found remis or negligent, gevis & grants full power, charge & authoritie to the Ministers Elders & Deacons, within y^e boundis of every parochin, or of so many parichioners as wil cōcur togidder to nominat & elect ane, twa, thre or mair persons of best habilitie, zeal & discretioun within y^e same parochin or boundis, quhome his Hienes makis & constitutis Justices & commissioners in y^e part to the effect underwritten. Senab grantane & comandis to the saidis or severally full power, charge & authoritie to execute the said Act of Parliament, concerning the punishment of stragg & idle beggars & vagabondis, & provision for releif of the paur & impotent, & to that effect sens & hold courtis, creat officers, summon and assis, & k persoun under the paine of v. pounds unlaw to & punit to tak upst, & rais and for the same gif neid beis, to punit

*The ordinarie
Iudges appoint
to put be
the in execu-
tion.*

*In case thay be
venible or ney-
ligent the magis-
trates to elect
the persons,
quhilk be the
act & constitute
Justices.*

and

ACTIS OF PARLIAMENT.

and distray, & to ye vices content in the said apply. And generally al
and sundrie other thingis to do, ererce, and vse, that to the full execu
tion of the same Act of Parliament within the saidis boundis necessa
rily requyrit. And in case the saidis Judges ordinar or their deputis
or the saidis persons to be nominat & elect as said is, constitute iustices
& commissioners be the authoritie of this present Act of Parlia
ment, shal happen to refuse or delay to accept & vse the said commissi
on having acceptit the same, shalbe fund remisse or negligent in execu
tion thair of, they shal incur the pane & vnlaw appointit aganis them
& magistratis be the said Act of Parliament, quhair upon dittay shalbe
vptakin, and they callit & accusit tharfor, at general iustice aris,
or particular dyets, or then letters shal be direct be deliverance of the
Lords of Counsell & Session, charging aswell the said Judges ordi
nar & their Deputis, as the saidis persons to be nominat & elect, con
stitut Iustices & Commissioners be this present Act of Parliament
vpon the sight of the Act, & testimoniall of your nomination & election
to put the said Act of Parliament to execution in all pointis efter the
forme & tenor thair of, within xl. dayis efter the charge, vnder þ pane
of Rebellion, and putting of them to the hojne: and gif thay failye
herein, the said xl. dayis being bypast, to denunce the disobedientis
Rebels, & put them to the hojne, & escheit & imbruing all thair incue
nabill gudis to his Mienes vse for thair contemptioun. And for þ bet
ter trespall of common forneris, vagabundis, & maisterfull beggers,
senjeit fulis, & counterfeit Egyptians. And to the effect they may be
kill perswaid, quhill they be compellit to set them at sum certane
dwelling, or be expellit furth of the cuntrie, that the Schireffis & o
ther iudges ordinar and their deputis, and other iustices & Commis
sioners aboue specifyit, tak inquisitiõ be inqueist, at the heid courts
yearlie, of the names & takings of them, and mak denunciations of
them to the next ordinar Judges and parochians in the four halves a
bout. As also to our Souerane Lord and his secrete Counsell,
within xl. dayis efter the saids heid Courtis, vnder
the pane forschaid.

The pane of the
Judges being
found remisse,
or negligent.

The names of
common for
ners vagabunds
maisterfull
beggers, senjeit
fulis, and coun
terfeit AEgypti
ans to be inquisi
ted & denouncit.

FINIS.



